



29R1

Sector  
Docket No.: PF-0459 US

I hereby certify that this correspondence is being deposited with the United States Postal Service or first class mail in an envelope addressed to: Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231 on 5/26/98

By: Peggy Fazzino  
Printed name: Peggy Fazzino

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lal et al.

Title: HUMAN SIGNAL PEPTIDE-CONTAINING PROTEINS

Serial No.: 09/002,485 Filing Date: December 31, 1997

Examiner: To Be Assigned Group Art Unit: 1635

RECEIVED

Assistant Commissioner for Patents  
**Attn: Box Missing Parts**  
Washington, D.C. 20231

JUN 15 1998

MAILING ROOM  
SERVICE CENTER

### RESPONSE TO NOTICE TO FILE MISSING PARTS FILING DATE GRANTED

Sir:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted" mailed by the United States Patent and Trademark Office on March 24, 1998, Applicants submit the following documents to complete the filing for the above-identified patent application:

1. Copy of Notice to File Missing Parts of Application, Filing Date Granted;
2. Executed Declaration and Power of Attorney for United States Patent Application (5 pages);
3. Return postcard.

Please charge the following fees to **Incyte Pharmaceuticals, Inc. Deposit Account**

No. 09-0108:

Basic surcharge fee for filing the declaration:

\$ 130.00

If the Patent Office determines that additional fees are due or that an excess fee has been paid, the Patent Office is authorized to debit or credit (respectively) **Incyte Pharmaceuticals, Inc.** Deposit Account No. 09-0108.

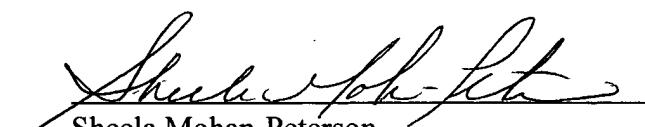
If there are any questions regarding the above, the Examiner is invited to call the undersigned at 650-855-0555.

This response is enclosed in **duplicate**.

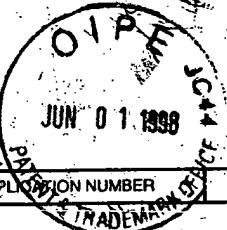
Respectfully submitted,

INCYTE PHARMACEUTICALS, INC.

Date: MAY 26, 1998

  
Sheela Mohan-Peterson  
Reg. No. 41,201

3174 Porter Drive  
Palo Alto, CA 94304  
Tel: 650-855-0555  
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UNITED STATES **PART OF COMMERCE**  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
09/002,745	12/31/97 LAL		PP-04590167

TRADEMARK SEARCHED  
JUN 01 1998  
0252/0324  
LUCY A. BILLINGS  
INCYTTE PHARMACEUTICALS INC  
3174 PORTER DRIVE  
PALO ALTO CA 94304

NOT ASSIGNED

**BEST AVAILABLE COPY**

1635  
DATE MAILED:

03/24/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 130.

1. The statutory basic filing fee is:  
 missing.  
 insufficient.

Applicant must submit \$ 130 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 130, including any multiple dependent claim fees, are required:

\$ 130 for 13 independent claims over 3.

\$ 130 for 13 dependent claims over 20.

\$ 130 for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:  
 is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. 06/02/1998 MGORDON 00000030 090108 0902485

Direct 130.00 CH and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*

*[Signature]*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202